ELECTRONIC TRANSMISSION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

10/722,238

Confirmation No. 6674

Applicant

: Terrance A. Tomkow

Filed

11/24/2003

Title

SYSTEM FOR, AND METHOD OF, PROVIDING THE

TRANSMISSION, RECEIPT AND CONTENT OF A REPLY TO AN

ELECTRONIC MESSAGE

Art Unit

: 2141

Examiner

: Nicholas R. Taylor

Docket No.:

: RPOST-66230

Customer No.

: 24201

TERMINAL DISCLAIMER TO OBVIATE DOUBLE PATENTING REJECTION UNDER 37 C.F.R. § 1.321

Dear Sir:

The owner, RPOST INTERNATIONAL, whose place of business is 6033 West Century Boulevard, Suite 1278, Los Angeles, California 90045, is the owner of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of prior patent Application No. 09/626,577 as the term of said prior patent application is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent application is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application, that would extend to the expiration date of the

full statutory term defined in 35 U.S.C. 154 and 173 of the prior patent application, "as the term of said prior patent application is presently shortened by any terminal disclaimer," in the event that said prior patent application later: expires for failure to pay a maintenance fee; is held unenforceable; is found invalid by a court of competent jurisdiction; is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all claims cancelled by a reexamination certificate; is reissued; or is in any manner terminated prior the expiration of its full statutory term as presently shortened by any terminal disclaimer.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date:

 $\mathbf{B}\mathbf{y}$

Zafar Khan, President

Terminal fee under 37 CFR 1.20(d) included.

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